

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-v-

BIOVAIL CORPORATION, EUGENE N. MELNYK,
BRIAN CROMBIE, JOHN MISZUK, and
KENNETH G. HOWLING,

Defendants.

Index No. 08 CIV 02979
(LAK) (GWG)

ECF Case

AFFIDAVIT OF SERVICE

STATE OF NEW YORK:

: SS

COUNTY OF NEW YORK:

Roddie Don Daniels, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed by Cadwalader, Wickersham & Taft LLP, One World Financial Center, New York, NY 10281.

2. On the 13th day of June, 2008, I served a true and correct copy of the

- Initial Disclosures of Defendant John Miszuk Pursuant to Federal Rule of Civil Procedure 26(a)(1)

by depositing a true copies thereof enclosed in an official depository under the exclusive care and custody of the U.S. Postal service, addressed to the following:

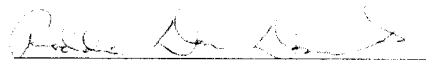
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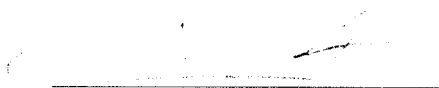
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Roddie Don Daniels

Sworn to before me on this
13th day of June 2008



DAVID MOUNA JR.
NOTARY PUBLIC, State of New York
No. 01200914006
Qualified in Essex County
Commission Expires October 5, 2010
2010